

City of Philadelphia



Council of the City of Philadelphia
Office of the Chief Clerk
Room 402, City Hall
Philadelphia

(Resolution No. 051119)

RESOLUTION

Accepting the hearing examiner's recommendation and disapproving the following application for a permit to sell malt and brewed beverages for consumption off-premises:

55 Fortune Inc
447 S 55th Street
Philadelphia, PA 19143

WHEREAS, Act No. 39 of 2005 requires that an application to the Pennsylvania Liquor Control Board for a permit to sell malt or brewed beverages for off-premises consumption in Philadelphia must be accompanied by a copy of the approval of such application by Council, which must render a decision by ordinance or resolution within forty-five days of receipt of a request for such approval; and

WHEREAS, On October 6, 2005, Council received the above-entitled application for a permit to sell malt and brewed beverages for consumption off-premises (City Council Application No. BPA2005-0411, Liquor License No. TE 136); and

WHEREAS, In accordance with the "Rules Governing Requests For Approval Of Permits To Sell Malt Or Brewed Beverages For Consumption Off Premises In Philadelphia" ("Rules") adopted by Council, a protest was duly filed against the request; a hearing was held on the matter before a hearing examiner retained by Council; and the hearing examiner has filed with Council a written report (copy attached as Exhibit "A") that recommends that Council disapprove the request; and

WHEREAS, Council, after review of the hearing examiner's report and the record developed by the hearing examiner, including review of the transcript of the hearing, accepts the recommendation of the hearing examiner; now therefore

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RESOLUTION NO. 051119 continued

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA,

THAT The Council hereby DISAPPROVES the following application for a permit to sell malt and brewed beverages for consumption off-premises:

55 Fortune Inc
447 S 55th Street
Philadelphia, PA 19143

Council finds that approving such permit would adversely affect the welfare, health, peace and morals of the City and its residents.

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CERTIFICATION: This is a true and correct copy of the original Resolution, Adopted by the Council of the City of Philadelphia on the seventeenth of November, 2005.

Anna C. Verna
PRESIDENT OF THE COUNCIL

Patricia Rafferty
CHIEF CLERK OF THE COUNCIL

Introduced by: Councilmember Blackwell for Council President Verna

Sponsored by: Council President Verna